



Signed and Filed: February 16, 2023

A handwritten signature in black ink, appearing to read "Hannah L. Blumenstiel", is written over a horizontal line.

HANNAH L. BLUMENSTIEL
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re:)	Case No. 22-30405 HLB
)	
THAI MING CHIU,)	Chapter 13
)	
Debtor.)	
)	
SIMON THAI MING CHIU,)	
)	Adv. Proc. No. 22-3114 HLB
Plaintiff,)	
v.)	
)	
CHARLES LI,)	
)	
Defendant.)	

ORDER GRANTING DEFENDANT CHARLES LI'S
MOTION TO DISMISS WITH PREJUDICE

This adversary proceeding came before the court on February 16, 2023 for a hearing on Defendant Charles Li's Motion to Dismiss,¹ which drew opposition from Plaintiff/Debtor Simon Thai Ming Chiu.²

On February 8, 2023, the court issued a Tentative Ruling³ explaining its inclination to dismiss this action with prejudice. The Tentative Ruling required the parties to advise the court no

¹ Dkt. 9 (the "Motion").

² Dkt. 11.

³ Dkt. 12 (the "Tentative Ruling").

1 later than 12:00 p.m. on Wednesday, February 15, 2023 whether
2 they accepted the Tentative Ruling. Mr. Li's counsel timely
3 accepted the Tentative Ruling; Mr. Chiu's counsel timely
4 requested oral argument.

5 The court convened the hearing requested by Mr. Chiu's
6 counsel at approximately 2:02 p.m. The hearing concluded at 2:05
7 p.m. Neither Mr. Chiu's counsel nor Mr. Li's counsel appeared.

8 As stated by the court during the February 16 hearing, and
9 for the reasons stated in the Tentative Ruling, the court **ORDERS**
10 as follows:

- 11 1. The Motion is hereby **GRANTED**;
- 12 2. This proceeding is hereby **DISMISSED WITH PREJUDICE**; and
- 13 3. The scheduling conference set for March 2, 2023 is
14 hereby **VACATED**.

15 ****END OF ORDER****

Court Service List

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